

MILK PEKERS DELAY STRIKERS ON ROUTES

Men Privately Seek to Get Back to Work, Say Companies.

UNIONS DENY BREAKS

Copeland's Inspectors Take Care to Protect Supply in Pasteurizing.

26 CANS ARE CONFISCATED

Strikebreaker Beaten Badly in Clash Over Truck Between Paterson and Passaic.

The real test of strength in the milk strike was expected to-day as the distributors resume distribution through the streets. The companies reported yesterday that the increasing number of strikers expressing a willingness to return to work indicated the early disintegration of the milk drivers' union. Strike leaders, on the other hand, asserted they still stood 100 per cent. "save for a few in jail," and that they would stay out until the distributors agreed to a closed shop. No deliveries were made by the companies because of reduced police protection on election day.

The striking milkmen issued a statement reiterating their willingness to return to work at the old wage scale and then to arbitrate their differences with the distributors. They charged the open shop stand of the dealers was made "to force up the price of milk so more profits can be made by the stockholders," and that the New York Milk Conference Board, the parent body of the distributors, is an organization in restraint of trade. The strikers asked that the Federal authorities investigate the latter charge.

Resolutions adopted by the strikers condemned the Borden's Food Products Company as "an attempt to organize labor" and asked that the company be so listed by labor organizations throughout the country. The resolution said the Borden company has been the "stumbling block in affecting a settlement" of the strike. Five locals of the Milk Drivers' Union voted for the resolutions.

Huckstering Starts To-day.

Three huckstering routes will be established to-day. They will be along Broadway from Sixtieth to Fifty-third street, Lexington avenue from Fortieth to Eighty-sixth street, and Bedford avenue, Brooklyn, from North Sixth street to the Coney Island beach.

The larger milk companies have recently announced a plan to let and telephone from many of their old drivers indicating they would return if assured protection," a statement issued by I. N. Nathan of the milk board said. "The Borden's Food Products Company reports that fifty of their old men will man the huckstering wagons to-morrow. About 150 others have been in touch with the companies discussing the advisability of their early return. A similar number have expressed their willingness to return to Sheffield Farms and the Empire State Dairy Company of Brooklyn."

Reports from the railroad terminals indicated milk receipts were 65 per cent. of normal and that the bulk of this was moved to the pasteurization plants before sunrise. The wagons, loaded with this milk, will be started out at 8 o'clock on the three huckstering routes. Chief Inspector Lahay promises the companies a policeman for every wagon.

Says Men Are Dissatisfied.

It was Daniel S. Horton, secretary of the Sheffield Farms Company, who reported the apparent dissatisfaction of the Milk Drivers' Union. He said a large number of strikers called on the telephone for the plant superintendent after their meeting last Monday night in Madison Square Garden and said they would return to work to-day. These strikers, Mr. Horton said, expressed dissatisfaction over the way their side of the strike was being conducted.

George W. Briggs, general auditor and receiver of the union, said Mr. Horton's statement was in keeping with all statements issued by the New York Milk Conference Board since the strike began a week ago last Monday night. He said the Garden meeting, attended by 7,000 strikers, was more of a show than the public the strikers stood solidly together and that they are out to win.

"They know," he said, "that the key will be clear after election and that the public will begin to see they are in the right."

Dr. Royal S. Copeland, Health Commissioner, doubted the number of inspectors watching the pasteurization stations. Reports to him indicated that milk was being prepared under the most sanitary conditions and that employees handling milk had passed through physical examinations. The Commissioner said inspectors will be kept at the plants throughout the strike and that any violations will be dealt with summarily.

Fear Small Dealers.

Dr. Copeland is more worried about the hoarding of milk after it leaves the distribution point than he is over the actual pasteurization work. He feels he can control the large dealers, but it is the unscrupulous corner grocer or delicatessen man he fears more. What inferior grades of milk the health inspectors have discovered in the city since the strike had come from such stores where the proprietors, in their greed for larger profits, had watered and otherwise dipped the milk.

It is the advice of the Health Commissioner to all mothers that where they suspect the quality of the milk they should bring it to the boiling point before serving it to children. By so doing, Dr. Copeland said, more than 90 per cent. of the danger will have been eliminated.

Health inspectors working in Brooklyn confiscated twenty-six cans of milk, said to be impure, which have been stored at the Liberty Avenue police station. The inspectors were to have destroyed this milk yesterday but the driver of the truck could not be found and the work was deferred until today. Soon after the inspectors left the station house the driver appeared and told the police there was nothing the matter

FOREIGN FRAUD IN FEAR OF BEING 'CUT TO PIECES'

Mrs. William Osborne, Threatened by Husband, Gives Him Deposits in Apartment and Refuses Possession to Tenants—Arrested, He Admits Charge.

Under threats that she would be cut to pieces unless she obtained money for her husband, Mrs. William Osborne, 32, of 557 West 124th street, told Magistrate Simpson in the Washington Heights Court yesterday she had rented her apartment several times without giving possession and turned the money over to Osborne.

Complaints had been made by several persons in the neighborhood of the apartment house, the Osborne apartment they had been unable to get possession. Two detectives entered a lease and paid \$50. They were refused possession. Mrs. Osborne was arrested on a charge of grand larceny.

"My husband left me and our two children a year ago to live with another woman," Mrs. Osborne said tearfully in court. "He came to me recently and

with the milk, asking permission to remove it. The police refused, however, to let him do so.

The only instance of violence reported was in Brooklyn. Robert Lieble, 2, 1380 Grand avenue, was arrested on complaint of Edgar Landis, of 353 Fifth street, Landis accused Lieble of having punched him when he refused to quit working for a dairy company. Lieble was held on a charge of disorderly conduct.

George Stewart, a strike breaker, living in the East 111th street, was held on a charge of disorderly conduct. Several cases of milk bottles were smashed in a brief battle on the outskirts of Paterson between strike-breakers and distributors. The police broke up the fight and escorted the trucks to their destination. No arrests were made.

Union leaders reduced their estimates of the amount of milk coming into the city to 1-10 of normal. They said the huckstering scheme of the distributors would not care for more than 2 per cent. of the population of Manhattan and Brooklyn and predicted that the southern part of Manhattan, the central part of Brooklyn and all of Long Island had been ignored by the dealers in their plans. Only three pasteurization plants are being operated, the strikers said.

"We want to call public attention to the fact that in Chicago milk is sold for 12 cents a quart and that the drivers are paid \$1 a week, with a commission of six-tenths of a cent on each bottle," the union statement said. "The same price is paid to the Illinois farmers that the milk companies are paying the up-State farmer. Wages here are lower than they are in Chicago. Does it not seem as though the New York milk companies are making money out of the backs of the milk drivers?"

Dr. Copeland expressed confidence that with the election over the distributors would be willing to listen to suggestions. He said the milk companies would not be able to establish a closed shop until they get their old employees back. The Commissioner declared he would try to bring the dealers and strikers together for "a heart to heart talk."

Harry Plunk, chairman of the strikers' union, said the union would turn over to Commissioner Copeland to-day information dealing with the death of a baby supposedly from impure milk. This decision was reached by the union after a secret meeting of the union strike committee in the headquarters, 316 West Forty-second street. It also was decided to issue literature rebutting the arguments of the New York Milk Conference Board, which will be distributed throughout the city.

PEGGY JOYCE TO GET \$880,000 CASH, GEMS

Chicago, Nov. 8.—Peggy Hopkins Joyce, former New York chorus girl, will receive a lump sum of \$880,000, two fur coats and jewels valued at \$800,000, according to terms of the settlement reached outside of court with her husband, J. Stanley Joyce, Chicago lumberman, and fled to-day when hearing of his action to annul the marriage. She is reported to have returned to her home in Connecticut, a \$250,000 home in Miami, which Joyce purchased for her after their marriage January 23, 1920; lives to her husband a deed to his property in Connecticut valued at \$400,000 in jewels purchased from a Paris jeweler, but not paid for.

Mrs. Joyce also releases title to temporary alimony of \$1,350 a month. Joyce testified his assets aggregate \$2,935,188.

SUBWAY'S HOLIDAY SERVICE FALLS SHORT

Regular Weekday Crowds Tax Shorter Trains.

Despite the fact that yesterday was a holiday, persons who journeyed down town at the usual hour in the morning were surprised to find subway trains even more crowded than on ordinary business days. The six and eight car express trains, which took the place of the usual ten car trains, accommodated the rush of passengers only by jamming them in tightly. The fact that trains were not operated with the usual frequency also added to the congestion.

Only a few of the regular department was functioning at the Interborough's office at 165 Broadway yesterday. The operating and publicity department employees took a day off and no statement regarding the phenomenon of crowded trains on election day morning was forthcoming.

HAYNES WARNS AGAINST BOOTLEG BEVERAGES

Blindness and Death Lurk in Them, He Says.

WASHINGTON, Nov. 8.—Prohibition Commissioner Haynes, in a statement to-night, warned the public against the dangers of drinking "bootleg beverages." Less than 2 per cent. of the liquor analyzed by chemists of the prohibition unit, he said, has been found fit to drink since the shutting down of withdrawal permits has cut off the supply of bonded liquors.

"Whiskey and gin made from wood alcohol by bootleggers, he asserted, is practically certain to result in blindness and death."

HELD FOR BOY'S DEATH.

Austin Doran, a salesman of 517 West 165th street, arrested October 31 on a technical charge of homicide after an automobile he was driving ran down and killed seven-year-old Joseph M. Kelly, 221 West Twentieth street, near his home, was held yesterday by Magistrate Mancuso in the Jefferson Market Court, as there was no evidence against him.

2 SEIZED IN SEARCH FOR \$5,000 BANDITS

Chauffeur and Another Held in Holdup of Bronx Restaurant by Four Men.

CLOTHING STORE ROBBED

Fifty Coats and Vests Stolen, but Trousers Are Left Behind by Thieves.

Detectives Hixson and Meyer of the Simpson street station, investigating the robbery of the restaurant of Otto Young, 588 Westchester avenue, The Bronx, yesterday arrested Max Schwell, 24, of 315 East 102d street, and Anthony Canalezo, 27, of 230 East Eighty-eighth street.

Schwell, a chauffeur, is alleged to have driven the machine in which rode four men who held up and robbed the restaurant patrons of \$5,000. He was held in \$3,500 bail by Magistrate McGeehan for further examination to-morrow. Soon afterward Canalezo was arrested at Second avenue and Eighty-sixth street, where he has been employed in a shoe repairing shop.

Fifty coats and vests, ten neckties and several dozen pairs of overcoats and trousers, all valued at \$2,500, were stolen early Sunday morning from the tailor shop of Isadore Rosenberg at 233 Monmouth street, Brooklyn. It became known yesterday. Trousers matching the fifty coats and vests were left behind. They had been taken to the shop by customers who wanted them pressed.

When Henry Lubitz of 428 East 147th street, The Bronx, a taxi driver, drove two men to their homes in Brooklyn early yesterday, he was asked to go inside and meet their wives. He said he was not interested in meeting their wives but wanted his taxi fare. He followed the two men into a dark hallway at 261 South Ninth street, he said, and the men tried to rob him. A fight followed. The police arrested Thomas O'Brien, 271 Bridge street, Brooklyn, and Joseph O'Toole, of 73 Division avenue, Brooklyn. They were arraigned in Bridge Plaza Court on charges of assault and attempted robbery.

James Plunty, a chauffeur, of 548 West Forty-eighth street, was arrested by Detectives Klerman and Lawless of the West Sixty-eighth street station on suspicion of robbery of John Gross, also a chauffeur, of 208 East Forty-fourth street. The robbery, according to Gross, occurred on the morning of Oct. 31.

The police of Weehawken, N. J., made two arrests in their investigation of the robbery of Mrs. Elizabeth Nieninger, 72, of 70 West Eighteenth street, Weehawken. The robbers broke in through a window, beat Mrs. Nieninger with a poker and got away with \$100. The men arrested were Thomas Kelly, 310 Clinton street, Hoboken, and James O'Brien, no address. They were arraigned before Recorder Wyman in the Weehawken police station and held for further examination. Kelly, the police said, has a gun on one of his forearms which might have been made by a silencer.

Harry A. Clintman, a sailor, living at a Mills Hotel, appeared before Magistrate Nolan in the Essex Market court yesterday as complainant against three men he accuses of having beaten and robbed him of \$31 in an employment agency at 213 Sullivan street Monday. The prisoner, William P. Smith, said to be the proprietor of the establishment, James B. King of 160 Bleecker street, and Dominick Barone of 108 Barnet street, The Bronx, were each held for the Grand Jury in \$2,000 bonds.

Clintman says Barone and King met him on the street and asked him if he wanted a job. When he told them he did, he says they led him to the Sullivan street address, where the assault and robbery took place.

Some one threw a paving block through the display window of the Rockwell Clothing Company's store at 1125 Broadway, between Twenty-ninth and Thirtieth streets, early yesterday and stole two overcoats. When H. C. Metzler, president of the company, arrived for business and saw what had happened, he placed a sign in the window which read: "The crook who stole the coats out of this window will kindly call and we will give him a suit to match." It took two policemen to keep the crowd moving.

Joseph Scalen, a negro living at 111 West 113th street, was arrested yesterday by Detectives Altes and Boyle of the West Thirtieth street station on a charge of robbing mail boxes. About 500 letters bearing various Harlem addresses were found in the prisoner's home. According to the police he admitted having rifled letter boxes of apartment houses in Harlem.

SAFE ROBBERS TAKE \$40,000 IN JEWELRY

Canal Street Factory Entered Between Saturday and Monday.

ROPE USED FOR ENTRY

Burglars' Tools Left Behind—Second Safe Unmolested.

Jewelry valued at more than \$40,000 was stolen from the safe of Grodnitz & Co., manufacturing jewelers, with offices and workshop on the fifth floor of 336 Canal street, between Saturday night and Monday morning, it was learned yesterday.

The burglary was discovered on Monday morning by Herman Feldstein, head of the workshop, when he opened up. He found three holes drilled in the door of the large office safe, and scattered about the floor were ten highly tempered burglars' tools, seventeen drawers taken from the safe and a rope dangling from a side window to the roof of the building next door. The police were immediately notified.

The burglars are believed to be members of a gang of youngsters that attempted to rob the same place last July, but three were caught as they were leaving the front door of the building by the police and are now serving from two to three years each in Sing Sing.

The neighborhood is a quiet place during the week end, and the robbers evidently worked at leisure. Benjamin Grodnitz, head of the firm, says he left the building between 4 and 5 o'clock on Saturday afternoon after locking up the workshop. The last of the employees were assigned to the case. A stolen property was composed mostly of jewelry ordered for holiday trade, with the exception of a few unset diamonds. Mr. Grodnitz said the loot was insured for about \$25,000, and there was not the slightest indication that it was an "inside job." A list of the loot has been furnished the police.

Ten members of the Safe and Lock Squad were assigned to the case. An examination of the premises revealed that another large safe in the Grodnitz workshop had not been tampered with. It contained an equal amount of jewelry. The detectives expressed the opinion that the robbers had spent at least an hour in opening the safe in a leisurely manner, as there is no watchman on the premises. One of the youngsters is believed to have secreted himself in the building and entered the Grodnitz shop by the use of a duplicate key, after which he threw a rope to the roof, one story below, so that his companions might climb through the window. After the job the robbers are believed to have left the building through the front door, which can be unlocked from the inside.

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MURDER AND ARSON CHARGED TO BOY OF 17

Admits Burning Man to Death, Say Police.

HAMPTON, Conn., Nov. 8.—Clarence T. Miller, 64, who lived alone at Howard's Valley, was burned to death early today. His house and barn were destroyed and neighbors found the charred body in the cellar. State officers arrested Ernest Skinner, 17, and charged him with arson and murder.

The officers say that young Skinner told them that "he hated the old man because he had ordered him off the place." They also say that Skinner said he intended to blow up Miller with dynamite. Young Skinner lived near by. An alleged confession which the State police say they have relates that Skinner went to the house at 2 A. M., set a fire, between Twenty-ninth and Thirtieth streets, early yesterday and stole two overcoats. When H. C. Metzler, president of the company, arrived for business and saw what had happened, he placed a sign in the window which read: "The crook who stole the coats out of this window will kindly call and we will give him a suit to match." It took two policemen to keep the crowd moving.

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OIL BARGE IRON KING BURNED.

Fire destroyed early yesterday the oil carrying barge Iron King, owned by the Southern Pacific Railroad Company and anchored in Newtown Creek, near Borden and Review avenues, Long Island City. The barge was pulled out into the creek. It was empty and was to have left its dock to-day. It was valued at \$50,000.

FARRAR-TELLEGAN TROUBLE TRACED TO OXYGEN EXCESS

Boston Physician Says Oxygen Man Should Always Marry the Nitrogen Woman or Shipwreck Is Sure to Result.

Special Despatch to The New York Herald.—Boston, Nov. 8.—According to Dr. R. Kendrick Smith, prominent Boston physician, the trouble with the Geraldine Farrar-Lou Tellegan marriage was that there was too much oxygen.

"The oxygen man," says Dr. Smith, "should marry the nitrogen woman or the nitrogen man should marry the oxygen woman."

"But when the two oxygens, male and female, or the two nitrogens, masculine and feminine, come together in marriage matrimonial shipwreck is bound to result."

Dr. Smith takes exception to the advice of Dr. Elizabeth Young of Chicago that girls should shun the oxygen man because he is enthusiastic over something new every day in the week and this enthusiasm is apt to take the form of the strange woman. "With all due respect to the ladies," says Dr. Smith, "I must say that Dr. Young is only partly scientific. To be sure, the oxygen man has many enthusiasms. But if he is full of oxygen, he is also full of other things."

"For my part I should prefer the red-faced man, full of oxygen, because of what oxygen brings with it. The oxygen man may talk more than other men, as Dr. Young hints; but he also does more of things useful than ordinary men, because he is more full of life. The process of oxydization is the life process."

"People with oxygen are the doers, the great creative artists, the men and the women aggressive in love, in life, in the arts and professions. Two persons with this oxygen-chemical equipment, therefore, are hardly suited to each other matrimonially. Lou Tellegen was not a nitrogen husband for Dr. Edward Farrar, because they were each of the oxygen makeup. They each did things. Their wills and their desires ran along the same channels. They were both strong, able, animated people, unyielding."

"Therefore Miss Farrar should, for happiness, have chosen herself a nitrogen man and Lou Tellegen should have done likewise."

"For the person in whom nitrogen is the dominating chemical is of an easier, more comfortable, pliant and yielding nature. Sometimes the nitrogen person is comfortable, even to laziness. Nitrogen wives make excellent conversationalists. They are the women who keep a warm hearth and a warm heart and soft arms extended in welcome for weary, oxygen husbands coming home at night to find repose."

KIDNAPPING CHARGED TO VILLA'S BROTHER

Two Children Missing; Wife Gets Warrant.

EL PASO, TEX., Nov. 8.—A warrant for the arrest of Hipolito Villa, brother of Francisco Villa, on a charge of kidnapping is in the hands of El Paso officers as the result of a complaint filed by Miss Mabel Silva of El Paso, who says she and Villa were married in 1914. She charges Villa with kidnapping two children born of this union.

Villa is the father of the children and they were kidnapped by him, Miss Silva alleges, after he had left her and the children in San Antonio three years ago. The children are on Villa's ranch in Torreon, the mother said.

Miss Silva, who declared herself an American citizen, said she met Villa in Juarez in 1914, and they were married there.

RICHARD E. CHAPLIN KILLED.

DOVER, N. J., Nov. 8.—Richard E. Chaplin, son of Mayor Richard Chaplin of Mount Arlington Borough, Lake Hopatcong, was killed here last night in an automobile accident. He has been working with a road construction gang at the Government arsenal at Picatinny and was riding from the arsenal in a truck driven by Fred Lamore when he was thrown under a rear wheel.

CANDEN STORES BURN.

CAMPDEN, N. J., Nov. 8.—The entire business district of this town was threatened by fire early to-day when the Nellisman Haberdashery, 437 Kalgin avenue, burned with a loss of \$12,000. A nearby hardware store also burned. Three firemen were injured.

PAROLE BOARD TACKLED ON TWO YEARS FOR INFRACTIONS OF DISCIPLINE.

The Parole Board of the State of New York, according to a decision handed down yesterday by the Appellate Division of the Supreme Court in Brooklyn, has power to extend a sentence in a conviction of receiving stolen goods in the second degree beyond the term of one year prescribed by law. The decision, which will have an important bearing on the powers of the Parole Board throughout the State.

The decision reverses a decision given September 2 by Justice Frank S. Gannon, Jr., in which he held that William White, then serving a term in the penitentiary, had been given an extra long sentence by the Parole Board following his conviction on a charge of receiving stolen goods in the second degree.

White's one year term expired September 3, and his attorney obtained from Justice Gannon a ruling sustaining a writ of habeas corpus on the ground that the Parole Board, because of White's alleged infractions of the rules of discipline, had extended his term to nearly three years. Justice Abel E. Blackmar, writing the prevailing opinion, said in part:

"The Parole act only applies to cities of the first class, while the penal law applies generally throughout the entire State. There is not such a conflict between the two statutes as to repeal the Parole act as to the crime of receiving stolen goods in the second degree."

The penal law prescribes a maximum sentence of one year for White's offense. Justice Putnam dissented from Justice Blackmar.

TAXICAB DISAPPEARS WITH \$40,000 IN GEMS

Salesman Stops to Telephone and Driver Fails to Wait.

David Jacoby, a jewelry salesman employed by Philip Reiter, manufacturing jeweler, with offices at 15 West Forty-fourth street, reported to the police of the West 100th street station last night that he had lost a sample case containing gems which may reach \$40,000 in value. The case was left in a taxicab at Amsterdam avenue and 102d street. Detective Morrison was assigned to the search for the property.

Jacoby was unable to give a complete description of the taxicab in which he left the jewelry. He said he hired the machine at Broadway and 106th street and rode to his home, at 361 Jerome avenue, The Bronx. The taxi took him down town again an hour later, stopping at 102d street and Amsterdam avenue while he entered a store to use a telephone. When he came out the store the machine had gone.

THE DUO-ART REPRODUCING PIANO

In the reproduction of my own playing, the Duo-Art is so far superior to any other instrument of its kind there can be no real basis for comparison. My Duo-Art rolls are indeed my actual interpretation with all that implies."

JOSEF HOFMANN

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This marvelous invention holds within itself the power to give forth again and again, the same beautiful interpretations, in all their living reality that were brought from it and impressed upon its sensitive memory, if we may use the term, by the caressing fingers of the gifted pianist. The Duo-Art is always on exhibition and will be gladly shown to anyone interested in this, the greatest musical invention of all the ages.

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367 E. 149th Street 11 Flatbush Ave. 895 Broad St. 270 E. Fordham Road

RIGHT TO LENGTHEN JAIL TERM UPHELD

Parole Board Tacked on Two Years for Infractions of Discipline.

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